

UNITED STATES DISTRICT COURT

WESTERN

DISTRICT OF NEW YORK

**ERIC J. WISCHMEYER,
Plaintiff,**

v.

**AMENDED JUDGMENT IN A CIVIL
CASE**

**ARTHUR J. WISCHMEYER, RICHARD M.
WISCHMEYER, JOHN A. WISCHMEYER,
ANNE C. WISCHMEYER, JANET M.
WISCHMEYER, THOMAS C. WISCHMEYER,
PHILLIP B. DATTILO, LINDA DATTILO,
LORI E. NEUMANN, DANIEL NEUMANN
and K. BARTHLEMS MANUFACTURING
COMPANY, INC.,**

Defendants.

CASE NUMBER: 05-CV-6134T

- ☐ JURY VERDICT. THIS ACTION CAME BEFORE THE COURT FOR A TRIAL BY JURY. THE ISSUES HAVE BEEN TRIED AND THE JURY HAS RENDERED ITS VERDICT.
- ☒ DECISION BY COURT. THIS ACTION CAME TO HEARING BEFORE THE COURT. THE ISSUES HAVE BEEN HEARD AND A DECISION HAS BEEN RENDERED.

IT IS ORDERED AND ADJUDGED THAT THE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT DISMISSING THE PLAINTIFF'S COMPLAINT WITH PREJUDICE IS GRANTED; AND,

IT IS FURTHER ORDERED AND ADJUDGED THAT THE DEFENDANTS' MOTION FOR ATTORNEY'S FEES, COSTS AND DISBURSEMENT IS GRANTED. ACCORDINGLY, PLAINTIFF IS DIRECTED TO PAY TO DEFENDANTS \$20,367.00 FOR ATTORNEY'S FEES AND \$325.60 FOR DISBURSEMENTS, TOTALING \$20,692.50.

NOVEMBER 29, 2006
DATE

RODNEY C. EARLY
CLERK

(By): S/JOHN H. FOLWELL
JOHN H. FOLWELL
DEPUTY CLERK